

#3
1/6/02
NW

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Herz et al.

Serial No. 09/977,155

Filed: October 12, 2001

For: *LDL Receptor Signaling Assays*

Group Art Unit: 1641

Examiner: Cook, L.

Attorney Docket No. UTSD:0862

FAX RECEIVED

DEC 24 2002

GROUP 1600

CERTIFICATE OF TRANSMISSION

I hereby certify that this corr is being transmitted by facsimile to the
Comm for Patents at 203-872-9306 on December 23, 2002.

Signature

Richard Aron Osman

OFFICIAL

RESPONSE TO NOTICE TO COMPLYThe Commissioner for Patents
Washington, DC 20231

Dear Examiner Cook:

Thank you for the Notice dated Dec. 9, 2002. In response, we note that there is no sequence disclosure in the application and no basis for applying 37CFR1.821-825. There is no disclosed "string of particular bases or amino acids". The cited portion of the disclosure *references* a portion of a known DNA by name. There is no disclosure in the Specification of the sequence of this DNA and there is no reason to burden the Specification with sequences of known biomolecules.

We solicit prompt examination of this application, which has been pending for over 14 months.

We petition for and authorize charging our Deposit Account No.19-0750 all necessary extensions of time. The Commissioner is authorized to charge any fees or credit any overcharges relating to this communication to our Dep. Acct. No.19-0750 (order UTSD:0862).

Respectfully submitted,
SCIENCE & TECHNOLOGY LAW GROUPRichard Aron Osman, Ph.D., Reg. No. 36,627
Tel: (650) 343-4341; Fax: (650)343-4342

"To Help Our Customers Get Patents"
MissionStatement, USPTO External Customer Services Guide